

Adopted	Rejected
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COMMITTEE REPORT

YES:	11
NO:	0

MR. SPEAKER:

Your Committee on **Small Business and Economic Development**, to which was referred House Bill 1388, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

- 1 Page 2, line 14, after "incurred" insert "**in Indiana**".
- 2 Page 2, line 14, after "expenditures" insert "**in Indiana**".
- 3 Page 2, line 16, delete "." and insert "**to Indiana residents.**".
- 4 Page 3, line 1, delete "corporation in an amount" and insert
- 5 "**corporation. The maximum rebate amount is**".
- 6 Page 3, line 2, delete "(b)." and insert "**(c).**".
- 7 Page 3, line 4, after "expenditures.", begin a new paragraph and
- 8 insert:
- 9 "**(b)**".
- 10 Page 3, line 6, after "unless" insert ":
- 11 **(1)**".
- 12 Page 3, line 8, delete "(d)," and insert "**(f),**".
- 13 Page 3, line 9, delete "(c)." and insert "**(e); and**
- 14 **(2) the corporation determines that the qualified production**
- 15 **expenditures for which the qualified applicant applied for a**
- 16 **rebate are paid in full.**".

- 1 Page 3, line 10, delete "(b) A" and insert **"(c) The maximum**
- 2 **amount of a"**.
- 3 Page 3, line 17, delete "(c)." and insert **"(e)."**
- 4 Page 3, between lines 17 and 18, begin a new paragraph and insert:
- 5 **"(d) The corporation may withhold not more than twenty-five**
- 6 **percent (25%) of the maximum rebate amount determined under**
- 7 **subsection (c) for a qualified applicant until the corporation**
- 8 **determines that the qualified production expenditures for which**
- 9 **the qualified applicant applied for a rebate are paid in full. After**
- 10 **the corporation determines that:**
- 11 **(1) the qualified production expenditures are paid in full; and**
- 12 **(2) the qualified applicant satisfies the other requirements of**
- 13 **this section;**
- 14 **the corporation shall issue to the qualified applicant the remaining**
- 15 **part of the maximum rebate amount determined under subsection**
- 16 **(c) for the qualified applicant."**
- 17 Page 3, line 18, delete "(c)" and insert **"(e)"**.
- 18 Page 3, line 19, delete "(d)(5)" and insert **"(f)(5)"**.
- 19 Page 3, line 28, delete "(d)(5)" and insert **"(f)(5)"**.
- 20 Page 3, line 31, delete "(d)" and insert **"(f)"**.
- 21 Page 3, line 33, delete "(c)," and insert **"(e),"**.
- 22 Page 4, line 7, delete "(e)" and insert **"(g)"**.
- 23 Page 4, line 10, delete "(d)," and insert **"(f),"**.
- 24 Page 4, line 15, delete "(f)" and insert **"(h)"**.
- 25 Page 4, line 18, delete "(d)(2)" and insert **"(f)(2)"**.
- 26 Page 4, line 21, delete "(g)" and insert **"(i)"**.
- 27 Page 4, line 25, delete "section." and insert **"section, including**
- 28 **proof of the qualified applicant's payment in full of qualified**
- 29 **production expenditures."**
- 30 Page 4, line 26, delete "(h)" and insert **"(j)"**.
- 31 Page 4, between line 29 and 30, begin a new paragraph and insert:
- 32 **"(k) A qualified applicant is not entitled to a rebate under this**
- 33 **section for tangible personal property:**
- 34 **(1) that is a qualified production expenditure; and**
- 35 **(2) for which the qualified applicant claims an exemption**
- 36 **under IC 6-2.5-5-41."**
- 37 Page 5, line 6, after "the" insert **"maximum"**.
- 38 Page 5, line 21, strike "subsection (d)," and insert **"subsections (d)**

- 1 **and (e),".**
2 Page 5, line 40, after "property" insert "**that is:**
3 **(1) a qualified production expenditure (as defined in**
4 **IC 5-28-22-0.8); or**
5 **(2)".**
(Reference is to HB 1388 as introduced.)

and when so amended that said bill do pass.

Representative Orentlicher